

- 1 II. Claims 7-13, 27-32, and 35-38 drawn to a smart card with access
2 control using password (class 235, subclass 382);
3 III. Claims 14-18 drawn to a card reader (class 235, subclass 492);
4 IV. Claims 19-21 drawn to data bearing record (class 235, subclass 487);
5 and
6 V. Claims 33 and 34 drawn to a smart card whose data can configure
7 system elements (class 235, subclass 375).

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9 Applicant hereby elects, **with traverse**, to prosecute claims 1-6 and 22-26
10 (Group I) in the event that the restriction requirement is maintained. The election
11 is made with traverse because Applicant respectfully requests that the Office
12 reconsider the current number of claim groupings.

13 Applicant suggests that if the Office maintains its restriction requirement
14 that Groups I and II be combined to form a single group. It is highly likely that
15 the Office will search both subclasses 380 and 382 of class 235 when examining
16 either group of claims. The Office indicates that Group II differs from Group I in
17 that Group II includes access control using a passcode. Notice that claim 5 in
18 Group I also recites use of a passcode. To search for art related to claim 5 (Group
19 I), it is likely that the Examiner will review the identical subclass 382 cited for
20 Group II.

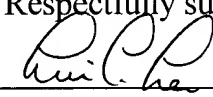
21 Applicant further asks for reconsideration of Group V, and whether it
22 should be included in Group II. The Office argues that Group V is drawn to a
23 “smart card whose data can configure system elements”. First, Applicant notes
24 that the Group V claims are not drawn to a “smart card”, but to a method for
25 porting a user profile for a computer. In fact, the term “smart card” does not even

1 appear in claims 33 and 34. Second, the method of claim 33 pertains to storing a
2 user profile in a secured profile carrier, which is similar to the profile carrier
3 recited in claim 7 (Group II). Once again, the Office is likely to search the same
4 art areas for Groups II and V. This redundancy is inefficient for the Office.

5 Thus, it is more efficient and less burdensome on both the Office and
6 Applicant to combine Groups I, II, and V, thereby leaving just three groups: (1)
7 Claims 1-13, 22-32, and 33-38, (2) Claims 14-18, (3) and Claims 19-21. At the
8 very least, Applicant requests that Groups I and II be combined and examined
9 together.

10 Applicant respectfully requests withdrawal of the restriction requirement,
11 or as an alternative, a modified restriction requirement naming either three or four
12 groups of claims.

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Respectfully submitted,
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